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**TRANSMITTAL  
FORM**(To be used for all correspondence  
after initial filing)

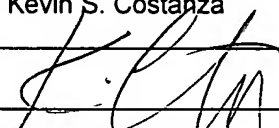
Application Number	10/771,841
Filing Date	February 4, 2004
First Named Inventor	Jessica Wang
Art Unit	2875
Examiner Name	Hargobind S. Sawhney
Attorney Docket No.	910149.401C1

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) _____ <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC ( <i>Appeal Notice, Brief, Reply Brief</i> ) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) ( <i>please identify below</i> ): _____ _____ _____
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Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual Name	Kevin S. Costanza	Customer Number
		00500
Signature		
Date	August 26, 2004	

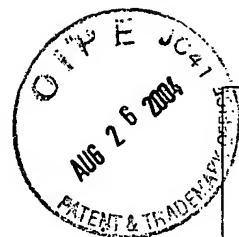
**CERTIFICATE OF TRANSMISSION/MAILING**

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Typed or printed name	*****SENT VIA EXPRESS MAIL*****	
Signature		Date:

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jessica Wang  
Application No. : 10/771,841  
Filed : February 4, 2004  
For : STRUCTURE OF FORMATIVE LIGHTING FIXTURES

Examiner : Hargobind S. Sawhney  
Art Unit : 2875  
Docket No. : 910149.401C1  
Date : August 26, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Commissioner for Patents:

In response to the Office Action mailed August 23, 2004, applicant thanks the Examiner for entering and approving the amendments to the specification. In that Office Action, the Examiner made several double patenting rejections, which are addressed individually below. Applicant submits with this Response a Terminal Disclaimer and requisite fee, to resolve each of the pending rejections. Accordingly, applicant asserts that the present application is in condition for allowance. As this application is being expedited, applicant respectfully requests that the Examiner consider and allow the application at the earliest opportunity.

A. Double-Patenting Rejection

Claims 5-8, 10, 11, 14, 18, and 20-24 stand rejected under the judicially created doctrine of double patenting over claims 1-4 of U.S. Patent No. 6,719,440, which issued from the parent to this application. Applicant is the owner of record of the cited reference and, accordingly, has entered a Terminal Disclaimer. Applicant asserts that this fully resolves the issue, and respectfully requests that the Examiner withdraw the rejection.

B. Provisional-Obviousness-type Double Patenting Rejections

Claims 9, 12, 13, 15-17, 25-27, and 29-31 stand provisionally rejected under the judicially created doctrine of obviousness-type double patenting. In each case, the Examiner has

cited the application's parent as the primary reference, citing an additional reference solely to disclose one particular feature not contained in the primary reference. The enclosed Terminal Disclaimer removes the primary reference and, because this is a provisional rejection, removes the basis for each rejection. Accordingly, applicant asserts that this fully resolves each of these issues, and respectfully requests that the Examiner withdraw the rejection.

C. Allowable Subject Matter

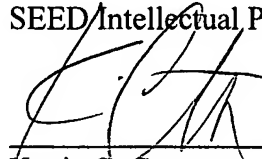
The Examiner indicates that claims 19 and 28 contain allowable subject matter, but are objected to as depending from a rejected base claim. As indicated above, all of the other pending claims in this application are now allowable and, as such, claims 19 and 28 are no longer objectionable. Thus, applicant respectfully requests that the Examiner withdraw the objection and allow these claims.

D. Conclusion

All pending claims are now in condition for allowance. Applicant respectfully requests that the Examiner enter the Terminal Disclaimer, withdraw all standing objections and rejections, and issue a Notice of Allowance at the earliest opportunity. Applicant invites the Examiner to contact the applicant's representative, Kevin S. Costanza, by telephone at (206) 622-4900 to resolve any remaining informalities, or with any questions or comments.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC



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Kevin S. Costanza  
Registration No. 37,801

Enclosures:

Postcard

Terminal Disclaimer

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